

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

**BARBUT, Denise R.**

**Serial No. Not yet assigned**

Filed: Submitted herewith

For: AORTIC SHUNT FOR SELECTIVE  
CEREBRAL PERFUSION IN STROKE  
AND CARDIAC ARREST

Group Art Unit: Not yet assigned

INFORMATION DISCLOSURE STATEMENT

MAIL STOP PATENT APPLICATION

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. The accompanying Form PTO-1449 provides a listing of documents that may be relevant to the subject application.

It is requested that the Examiner fully consider the art cited in the accompanying Form 1449, initial the left-most column of the form adjacent each cited reference, and return a copy for Applicants' records. It is further requested that the art be cited on the cover of any patent issuing from the subject application.

In accordance with §1.97(b), this Information Disclosure Statement is being filed within three months of the filing date of the above-identified application, and therefore no fee is required.

CERTIFICATE OF MAILING (37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the Commissioner for Patents, PO Box 1450 Alexandria, VA 22313-1450.

EV337189886US  
Express Mail Label No.

July 1, 2003  
Date of Deposit

*Cynthia B. Pacheco*  
Cynthia B. Pacheco

In accordance with §1.98(d), copies of some or all of the references listed on the attached Form PTO-1449 are not enclosed herewith because they were previously cited by or submitted to the Patent and Trademark Office in prior Application Serial No. 09/658,482 for which a claim for priority under 35 U.S.C. §120 has been made in the instant application. Accordingly, Applicants will provide duplicate copies in respect of the present case only if the Examiner so desires.

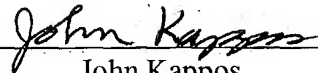
This statement should not be construed as a representation that more material information does not exist or that an exhaustive search of the relevant art has been made. Nor does this statement constitute an admission by Applicants or Applicants' agent that the information provided herein is necessarily prior art to Applicants' invention. Moreover, Applicants reserve the right to establish the patentability of the claimed invention over any of the listed documents should they be applied there-against as references. Please charge any deficiency or credit any overpayment to Deposit Account No. 50-0639.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: June 30, 2003

By



John Kappos

Reg. No. 37,861

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IR1:1044594.1

<b>FORM PTO-1449</b>  <b>LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b>  (Use several sheets if necessary)	<b>ATTY. DOCKET NO.</b> 161,700-052	<b>SERIAL NO.</b> Not yet assigned
	<b>APPLICANT:</b> Barbut, Denise R.	
	<b>FILING DATE:</b> Submitted herewith	<b>GROUP:</b>

**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE
	AA	5,195,976	03-1993	Swenson			
	AB	5,308,320	05-1994	Safar et al.			
	AC	5,738,649	04-1998	Macoviak			
	AD	5,827,237	10-1998	Macoviak et al.			
	AE	5,833,671	11-1998	Macoviak et al.			
	AF	5,928,181	07-1999	Coleman et al.			
	AG	6,010,522	01-2000	Barbut et al.			
	AH	6,139,517	10-2000	Macoviak et al.			
	AI						
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**FOREIGN PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION	
							YES	NO

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)**

	AW	
	AX	

<b>EXAMINER:</b>	<b>DATE CONSIDERED:</b>
EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.	